

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

HANOVER AMERICAN	)	CASE NO. 8:22-CV-00386
INSURANCE COMPANY and	)	
HANOVER INSURANCE	)	
COMPANY,	)	
	)	
Plaintiffs,	)	<b>STIPULATION AND</b>
	)	<b>JOINT MOTION TO DISMISS</b>
vs.	)	
	)	
KIND, LLC,	)	
	)	
Defendant,	)	
	)	
BRIDGETOWN NATURAL	)	
FOODS, LLC,	)	
	)	
Intervenor-Plaintiff,	)	
	)	
vs.	)	
	)	
HANOVER AMERICAN	)	
INSURANCE COMPANY and	)	
HANOVER INSURANCE	)	
COMPANY; and KIND, LLC,	)	
	)	
Intervenor-Defendants.	)	
	)	

It is hereby stipulated by and between the parties hereto that the Plaintiff's Complaint, the Defendant's Counterclaim against the Plaintiff, the Intervenor's Complaint, and the Defendant's Counterclaim against the Intervenor, and all claims for relief stated therein be dismissed with prejudice and with costs taxed to the parties incurring the same.

The parties jointly move that this Stipulation be granted and that an Order be entered accordingly.

Dated this 29th day of December, 2023.

HANOVER AMERICAN INSURANCE  
COMPANY and HANOVER INSURANCE  
COMPANY, Plaintiffs.

By: /s/ Emily R. Motto  
Emily R. Motto, #24990  
Christopher M. Schmidt, #26096  
J. Michael Hannon, #26799  
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KIND, LLC, Defendant

By: /s/ Thomas J. Culhane  
Thomas J. Culhane, #10859  
Matthew B. Reilly, # 24186  
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BRIDGETOWN NATURAL FOODS, LLC,  
Intervenor-Plaintiff,

By: /s/ Joseph F. Bermudez  
Joseph F. Bermudez (*Admitted PHV*)  
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### **CERTIFICATE OF SERVICE**

I hereby certify that on December 29, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.

BY: /s/ Emily R. Motto  
Emily R. Motto, #24990  
Christopher M. Schmidt, #26096  
J. Michael Hannon, #26799